



State of New Hampshire

PUBLIC EMPLOYEE LABOR RELATIONS BOARD

BERLIN EDUCATION ASSOCIATION, :
 NEA-NEW HAMPSHIRE :
 :
 Petitioner :
 :
 v. :
 :
 BERLIN SCHOOL DISTRICT, S.A.U. 3 :
 Respondent :
 :

CASE NO: T-0201:6

DECISION NO: 87-49

BOARD DECISION

MOTION FOR REHEARING

The Berlin Education Association through its Counsel, NEA-NH Staff, Attorney, James F. Allmendinger, filed a Motion for Reconsideration of the above case, PELRB Decision No. 87-21 stating that PELRB, as in the case of the Hanover Education Association (#87-20) had failed to adhere to its earlier decision and follow the guidelines of the law and its Rules and Regulations; that other professionals whose duties differ from teachers are still included in the professional bargaining unit; matter of individual contracts was irrelevant; and, the community of interest aspect was too narrowly defined.

PELRB found in Decision 87-21, as in the Hanover case, that the nurse's duties were purely health related and not educational and she did not share a sufficient community of interest with the existing teacher bargaining unit members and thereby denied the request for modification.

After a review of the request for reconsideration, the District's objection and the evidence presented at the hearing, PELRB in accordance with Pub 205.05 and RSA 541:5 exercises its rights and HEREBY DENIES the request for Rehearing.

Signed this 10th day of July, 1987.

Robert E. Craig
 ROBERT E. CRAIG, Chairman

By unanimous vote. Robert E. Craig, John Andrews and Richard Molan